

Docket No.: 409-013

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT OPERATION

**For: CONTAINER COVER FOR USE WITH DIFFERENT SIZED OR SHAPED CONTAINERS**

New York, NY 10036  
May 10, 2010

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## **STATEMENT OF THE SUBSTANCE OF THE INTERVIEW**

Sir:

Applicant herein summarizes the telephonic interview held between the Examiner and Matthew J. Solow, an attorney for Applicant, on April 15, 2010 in the above-identified patent application.

I hereby certify that this correspondence is being submitted via the Electronic Filing System ("EFS") to the United States Patent and Trademark Office on **May 10, 2010**.

/matthew j. solow/  
Matthew J. Solow, Reg. No. 56,878

## **REMARKS**

Applicant thanks Examiner Ned Andrew Walker for extending the courtesy of holding a telephonic interview with Matthew J. Solow (Reg. No. 56,878), an attorney for Applicant.

During the interview, Examiner Walker and Mr. Solow discussed the Proposed Amendments that Mr. Solow had previously faxed to the Examiner. Mr. Solow discussed Applicant's position as to why the McMann reference did not render unpatentable the amended claims. The Examiner stated that one or more claims might be allowable if limitations were added to the effect that the lid is somehow sealed to the container and/or that the lid nub lies on a flat surface of a container.

Agreement as to allowance was not reached.

Respectfully submitted,

/matthew j. solow/

Matthew J. Solow  
Reg. No. 56,878

## **MAILING ADDRESS**

Florek & Endres PLLC  
1156 Avenue of the Americas  
Suite 600  
New York, NY 10036  
(212) 997-1000